No. 04-597

Title:	Unitherm Food Systems, Inc., Petitioner v. Swift-Eckrich, Inc., dba ConAgra Refrigerated Foods
Docketed:	November 4, 2004
Lower Ct:	United States Court of Appeals for the Federal Circuit
Case Nos.:	(03-1472, 03-1473)
Decision Date:	July 12, 2004
Rehearing Denied:	September 14, 2004

Questions Presented

~~Date~~	~~~~~~~~Proceedings and Orders~~~~~~~~~~~~~~~~~~~~~~~~
Nov 2 2004	Petition for a writ of certiorari filed. (Response due December 6, 2004)
Feb 2 2005	DISTRIBUTED for Conference of February 18, 2005.
Feb 22 2005	DISTRIBUTED for Conference of February 25, 2005.
Feb 28 2005	Petition GRANTED limited to the following question: Whether, and to what extent, a court of appeals may review the sufficiency of evidence supporting a civil jury verdict where the party requesting review made a motion for judgment as a matter of law under Rule 50(a) of the Federal Rules of Civil Procedure before submission of the case to the jury, but neither renewed that motion under Rule 50(b) after the jury's verdict, nor moved for a new trial under Rule 59.
Mar 25 2005	Extension of time within which to file the joint appendix and petitioner's brief on the merits to and including May 13, 2005.
May 13 2005	Brief amicus curiae of United States filed.
May 13 2005	Joint appendix filed.
May 13 2005	Brief of petitioner Unitherm Food Systems, Inc. filed.
Jun 3 2005	Extension of time within which to file respondents' brief on the merits to and including July 15, 2005.
Jun 9 2005	Motion of the Solicitor General for leave to participate in oral argument as amicus curiae and for divided argument filed.
Jun 27 2005	Letter of ConAgra stating non-opposition to motion of the Solicitor General for leave to participate in oral argument as amicus curiae and for divided argument received.
Jul 15 2005	Brief of respondent Swift Eckrich, Inc., dba Conagra Refrigerated Foods, et al. filed.
Jul 20 2005	SET FOR ARGUMENT on November 2, 2005.
Aug 5 2005	CIRCULATED.
Aug 18 2005	Reply of petitioner Unitherm Food Sys, Inc. filed. (Distributed)
Sep 2 2005	Motion of the Solicitor General for leave to participate in oral argument as

	amicus curiae and for divided argument GRANTED.
Sep 15 2005	Supplemental brief of respondent Swift Eckrich, Inc., dba Conagra Refrigerated Foods, et al. filed. (Distributed)
Sep 22 2005	Motion to strike respondent's supplemental brief filed by petitioner Unitherm Food Sys, Inc.
Sep 27 2005	Record received from U.S.C.A. for Federal Circuit. (1 box)
Oct 5 2005	Motion DISTRIBUTED for Conference of October 28, 2005.
Oct 6 2005	Exhibits received from Gregg Castro, Counsel for Unitherm Foods. (1 box)
Oct 12 2005	Record received from U.S.D.C. for Western Dist. of Oklahoma. (4 boxes) This record contains sealed documents.
Oct 14 2005	Exhibits received from Robert Schroder, Counsel for Swift-Eckrich, Inc.
Oct 31 2005	Motion to strike brief filed by petitioner DENIED.
Nov 2 2005	Argued. For petitioner: Burck Bailey, Oklahoma City, Okla.; and Malcolm L. Stewart, Assistant to the Solicitor General, Department of Justice, Washington, D.C. (for the United States, as amicus curiae.) For respondent: Robert A. Schroeder, Los Angeles, Cal.